KANSAS PHARMACY BOARD
ECONOMIC IMPACT STATEMENT

K.A.R. 68-21-1, 68-21-2 and 68-21-7

I. Summary of Proposed Amendment to Regulation, Including its Purpose.

These regulations are part of a set that establish a prescription monitoring program that utilizes a database to monitor schedule II-IV drugs and drugs of concern that are dispensed in the state of Kansas. The purpose of the program is to: 1) support access to legitimate medical use of controlled substances, 2) identify and deter or prevent drug abuse and diversion, 3) facilitate and encourage the identification, intervention with and treatment of persons addicted to prescription drugs, 4) inform public health initiatives through outlining of use and abuse trends, and 5) educate individuals about Prescription Monitoring Programs and the use, abuse and diversion of and addiction to prescription drugs.

K.A.R. 68-21-1 was amended to change the definition of "patient identification number" to include a person's driver's license or another predetermined numbering mechanism, and the definition of "report" was changed to clarify language throughout the other prescription monitoring regulations. K.A.R. 68-21-2 identifies the specifics relating to the electronic reports the must be submitted to the Prescription Monitoring Program. Amendments include requiring those that are required to report to the Program to submit Zero Reports if they go seven days without dispensing in or into the State. This regulation also changes the frequency of reporting from weekly to daily which was the original intent of the regulation. The original regulation stated that the change will take effect January 1, 2013. K.A.R. 68-21-7 identifies the drugs of concern that are monitored through the Prescription Monitoring Program that aren't controlled substances.

Carisoprodol is now federally scheduled and is being monitored in the program as a controlled substance. Prescription pseudoephedrine products would be added to the drugs of concern list under the amendments in K.A.R. 68-21-7. Non-prescription pseudoephedrine products are currently monitored by the State's Electronic Logging System.

II. Reason or reasons the Proposed Regulations Are Required, Including Whether or Not the Regulations Are Mandated By Federal Law.

Federal law does not mandate the proposed regulations. Kansas Statutes mandate the development of a Prescription Monitoring Program in the state. These regulations are required by K.S.A 65-1681 through K.S.A. 65-1993.

III. Anticipated Economic Impact upon the Kansas Board of Pharmacy.

The adoption of this amendment does not have an additional economic impact to Board of Pharmacy besides the original impact of implementing such a program.

IV. Anticipated Financial Impact Upon Other Governmental Agencies and Upon Private Business or Individuals.

The Board does not anticipate that this amendment will have any financial impact upon other governmental agencies of upon private businesses or individuals besides the original impact of implementing such a program.

V. Less Costly or Intrusive Methods That Were Considered.

The Board is not aware of any less costly or less intrusive methods to achieve the stated purpose and thus none were considered.

IV: Environmental Regulation

These are not proposed environmental regulations or amendments to environmental regulations.